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11 COURTYARD HOLDINGS, LP

12 **UNITED STATES DISTRICT COURT**  
13 **SOUTHERN DISTRICT OF CALIFORNIA**

14 OUTERBRIDGE ACCESS  
15 ASSOCIATION, SUING ON  
16 BEHALF OF DIANE CROSS; and  
17 DIANE CROSS, An Individual,

18 Plaintiffs,

19 v.

20 MARIE CALLENDER'S PIE  
21 SHOPS, INC. d.b.a. MARIE  
22 CALLENDER'S #254; PACIFIC  
23 BAGELS, LLC d.b.a. BRUEGGARS  
24 BAGELS; COURTYARD  
25 HOLDINGS, LP; PSS PARTNERS,  
26 LLC; AND DOES 1 THROUGH 10,  
27 Inclusive,

28 Defendants.

CASE NO. 07 CV 2129 BTM (AJB)

**DEFENDANT COURTYARD  
HOLDINGS, LP'S STATEMENT OF  
NON-OPPOSITION TO  
PLAINTIFF'S MOTION TO AMEND  
THE ORIGINAL COMPLAINT**

**Honorable Barry T. Moskowitz**

1 Defendant Courtyard Holdings, LP does not oppose Plaintiff's Motion to  
2 Amend the Original Complaint.

3 Dated: January 11, 2008

MAYER BROWN LLP  
JOHN NADOLENCO  
BRONWYN F. POLLOCK

6 By: s/ Bronwyn F. Pollock  
7 Bronwyn F. Pollock  
8 Attorneys for Defendant COURTYARD  
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**PROOF OF SERVICE**

I, Elena G. Griffin, declare:

I am employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 350 South Grand Avenue, 25th Floor, Los Angeles, California 90071-1503. On January 11, 2008, I served a copy of the within document(s):

**DEFENDANT COURTYARD HOLDINGS, LP'S  
STATEMENT OF NON-OPPOSITION TO PLAINTIFFS'  
MOTION TO AMEND THE ORIGINAL COMPLAINT**



by transmitting via electronic means the document(s) listed above to the email address(es) set forth below on this date before 5:00 p.m.



by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.



by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.



by placing the document(s) listed above in a sealed UPS envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a UPS agent for delivery.



by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.


**PLEASE SEE ATTACHED SERVICE LIST**

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

1 I declare under penalty of perjury under the laws of the United States of America that the  
2 above is true and correct.

3 Executed on January 11, 2008, at Los Angeles, California.

4  
5   
6 Elena G. Griffin

**SERVICE LIST**

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